



**United States Department of Justice
Environment and Natural Resources Division
Environmental Enforcement Section**

Regular Mail:
Environmental Enforcement Section
P.O. Box 7611, Ben Franklin Station
Washington, DC 20044-7611

Messenger and Overnight Delivery:
Environmental Enforcement Section
601 D Street, N.W., Rm. 6547
Washington, D.C. 20004

Telephone: (202) 514-5270
Facsimile: (202) 514-4180
E-Mail: erika.zimmerman@usdoj.gov

Response Requested by August 27, 2008

Thomas M. Vasseur
Vasseur & Schlotthauer, PLLC
409 Coeur d'Alene Avenue
Coeur d'Alene, Idaho 83816

August 22, 2008

RE: the Bunker Hill Mining and Metallurgical Complex Superfund Site, Idaho

Mr. Vasseur:

In my letter dated August 13, 2008, I requested that, in order to toll any potential statute of limitations deadline for twelve months and avoid filing a complaint pursuant to Section 107(a) of CERCLA, 42 U.S.C. § 9607(a), against Lookout Mountain Mining and Milling Company ("Lookout") and Silver Bowl, Inc. ("Silver Bowl") on or before September 11, 2008, you sign and return proposed Tolling Agreements. Since sending the proposed Tolling Agreements on August 13, we have identified corrections which we need to make to the proposed agreements, and we request that you sign and return this revised version of the Tolling Agreements by no later than August 27, 2008.

The revised Tolling Agreement has been corrected to cover the entire "Bunker Hill Mining and Metallurgical Complex Superfund Site." Please note that the site name has been changed in the title, footer and first paragraph of the proposed Tolling Agreement. In addition, there is a correction in the first paragraph to "the United States" rather than "the United States, on behalf of the Environmental Protection Agency."

Again, a tolling period of twelve months should allow us sufficient time to conduct settlement discussions without simultaneous litigation. The tolling period will also give the United States time to consider Lookout's and Silver Bowl's financial resources and ability to pay a settlement amount. Please find attached the revised proposed Tolling Agreement with a tolling period of September 10, 2008 through September 12, 2009. I request that you sign and return the attached revised Tolling Agreement to me by no later than Wednesday, August 27, 2008. If you have any questions regarding this matter, please contact me at erika.zimmerman@usdoj.gov

or (202) 514-5270.

Sincerely,

/s

Erika M. Zimmerman
Environmental Enforcement Section
Environment & Natural Resources Division
U.S. Department of Justice

cc:

Cara Steiner-Riley

Kelly Cole

U.S. Environmental Protection Agency, Region 10

Peter W. Laczay

Silver Bowl, Inc. Registered Agent

1228 McFarland Ave.

Coeur D'Alene ID 83814

Lookout Mountain Mining and Milling Co., Registered Agent

Mining Stock Center

403 7th St.

Wallace, Idaho 83873

enclosure